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Dover Limited

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
DOVER LIMITED, :
: Plaintiff, : 08-CV-1337 (LTS)(JCF)
: :
: vs. :
: :
ALAIN ASSEMI, et al., :
: Defendants. :
: :
-----X

ALAIN ASSEMI, :
: Counter-Claim Plaintiff, :
: :
: vs. :
DOVER LIMITED, :
: Counter-Claim Defendant. :
-----X

**NOTICE OF MOTION
OF DEFAULT**

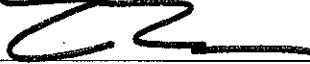
PLEASE TAKE NOTICE, that upon the annexed Declaration of Wendy Sui Cheng
Yap, with Exhibits, dated July 3, 2008, the Affirmation of Thomas M. Mullaney, Esq., with
Exhibits, dated July 15, 2008 and all prior pleadings and proceedings heretofore had herein, the
undersigned will move this Court for an order of judgment in favor of Plaintiff and against
defaulting Defendant Mansell Capital Partners, LLC in the amount of \$3,250,000 (with interest

from the of the entry of this Court's judgment of default) on the grounds that there is sufficient evidentiary proof that Defendant Mansell was served with the Complaint, the time period for filing an Answer to Plaintiff's Complaint has expired, and Defendant Mansell has not filed an Answer to Plaintiff's Complaint. Additionally, Plaintiff intends to establish through submitted evidentiary proof that Defendant Mansell's conduct constitutes: (1) common law fraud; (2) breach of fiduciary duty; (3) unjust enrichment; (4) violation of Section 10(b) of the Securities Exchange Act of 1934 and Rule 10b-5 of the Securities Exchange Commission; (5) conversion; and (6) conspiracy. Plaintiff incurred damages as a result of Defendant Mansell's conduct, which Plaintiff intends to establish is in the amount of \$3,250,000.

Dated: July 15, 2008
New York, New York

Respectfully submitted,

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